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Co., L.P.A.**

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January 16, 2004

***Sent Via Regular Mail***

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Geri H. Geiler, Esq.  
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Re: *Estate of Roger D. Owensby, Jr. v. City of Cincinnati, et al.*,  
Case No. 01-CV-769 (S.D. Ohio)

Dear Counsel,

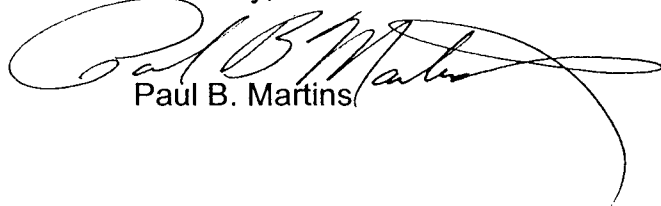
Magistrate Judge Novotny's Order concerning Plaintiff's Motion to Compel Responses to Second Request for Production directs Plaintiff to "confer with Defendants in an effort to amicably conclude this matter." Doc. 81, Order, ¶ 2. Therefore, Plaintiff makes the following demand for attorneys fees associated with the motion to compel (Doc. 66), reviewing the City's response (Doc. 75) and filing a Reply memorandum (Doc. 78).

<u>Attorney</u>	<u>Hourly Rate</u>	<u>Hours</u>	<u>Total</u>
James B. Helmer, Jr.	\$420	0.50	\$ 210
Paul B. Martins	\$375	9.90	\$3,712
Donald G. Stiens	\$125	7.00	\$ 875
		<u>Total:</u>	<u>\$4,797</u>

Neil F. Freund, Esq.  
Geri H. Geiler, Esq.  
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We have attempted to remove duplicate time and conference charges from this calculation. The rates for Jim and I were previously approved by Judge Spiegel. Therefore, we request that the City of Cincinnati forward payment in the amount of \$4,797 to cover our attorney's fees incurred in having to prosecute this motion to compel a response to our Second Request for Production of Documents.

Sincerely,



Paul B. Martins

PBM/kj

cc: Mark T. Tillar, Esq. (via facsimile)  
John J. Helbling, Esq. (via facsimile)  
Donald E. Hardin, Esq. (via facsimile)  
Wilson G. Weisenfelder, Jr., Esq. (via facsimile)  
Dale A. Stalf, Esq. (via facsimile)  
Ravert J. Clark, Esq. (via facsimile)